

PATENT
Customer No. 22,852
Attorney Docket No. **09947.0002**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Michihiro Ohnishi et al.) Group Art Unit: 1634
Application No.: 10/550,302) Examiner: Forman, Betty J.
Filed: September 22, 2005) Confirmation No.: 1171
For: MICROCHIP, KIT FOR)
EXTRACTING NUCLEIC ACID)
AND EXTRACTING METHOD FOR)
NUCLEIC ACID)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed before the mailing date of a first Office Action after the filing of a Request for Continued Examination in the above-referenced application.

The documents listed on the attached form were cited in a communication from the Japanese Patent Office of related Japanese Patent Application No. 2005-504072. A copy of the listed documents are enclosed. A copy of the communication is also enclosed for the Examiner's consideration. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: December 2, 2009

By: /David W. Hill/
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